1948. File No. Agn / Misc / 4e / Part IV

Legal DEPARTMENT

E. BRANCH

Subject:— Miscellaneous

— Agreements —

— for the Persian papers file. see part II, III, IV.)

— in the Kuhzyan papers file. see part III

File No. Agn / Misc / 4e / Part IV

Std. Serial Slip 26-A—1626—50 200—8-48—

THIS INDENTURE made at the day of one thousand nine hundred and forty eight between The Municipality of Hubli constituted under the Bombay District Municipal Act 1901 (III of 1901) (hereinafter referred to as "the Municipality") of the one part and the Governor of Bombay (hereinafter referred to as "the Government") of the other part

WHEREAS by an Indenture dated the twenty seventh day of March one thousand nine hundred and twenty eight and made between the Municipality of the one part and the Secretary of State for India in Council of the other part (hereinafter referred to as "the said Indenture") the Municipality, in consideration of the building grant of rupees five thousand four hundred and seventy six (Rs 5,476/) paid to it for the building of a school house at Hubli to be known as "The Municipal Urdu Girls' School No.1", at Hubli in the Dharwar District, did grant, convey and assign unto the Secretary of State for India in Council All that piece or parcel of land described in the schedule to the said Indenture and also in the schedule hereto, together with all and singular the building and erections there being or which may thereafter be thereon expressly including the school building erected thereon and all rights easements and appertenances whatsoever usually held or occupied therewith or reputed to belong or be appertenant thereto and also all fittings and fixtures being in and belonging to or used or used to be used for the said school (hereinafter referred to as "the said premises") and all the estate, right, title, interest, claim and demand of the Municipality in and upon the said premises TO HOLD the said pieces of land, chattels and effects and all other premised expressed to be thereby assured unto and to the use

use of the Secretary of State for India in Council according to the nature and tenure thereof respectively and the Secretary of State for India in Council did hold the said premises, upon the trusts and to and for the intents and purposes mentioned in the said Indenture.

AND WHEREAS by virtue of the Government of India Act, 1935, the executive authority exercisable by the Secretary of State for India in Council in respect of the said Indenture became vested with effect from the 1st day of April 1937, and is now vested in and exercisable by the Governor of Bombay

AND WHEREAS the Municipality has requested the Governor to transfer and assign the said premises to the Municipality and have in its turn agreed to release the Governor from his obligations under the said Indenture; AND WHEREAS the Municipality has now paid back to the Governor the sum of rupees six thousand four hundred and seventy six (Rs. 5,476/-), in full satisfaction of the said grant-in-aid.

NOW THIS INDENTURE WITNESSETH that in consideration of the repayment by the Municipality of the amount hereinbefore recited and in pursuance of the said agreement:-

1. The Governor doth hereby reconvey and transfer unto the Municipality the said premises and all the right, title, interest, claim and demand of the Governor unto and upon the said premises and,

2. The Municipality doth hereby release and discharge the Governor from all and singular the trusts created under the said Indenture.

IN WITNESS WHEREOF Esquire president, and and two other Councillors of the Municipality have set their hands and the common seal of the Municipality hath been affixed hereunto and the Director of Public Instruction hath for and on behalf of the Governor of Bombay set his hand and the seal of his office hereto

hereto the day and year first above written.

The Schedule Above Referred to.

Description and boundaries of Property:-

The piece or parcel of land measures in superficial area 5184 square feet be the same a little more or less situated in the town of Hubli and bearing R.C.S.No. 1335 of (ward No.1) in the Taluka of Hubli in the District of Dharwar and in the Registration Sub-District of Hubli in the said district and measures from North to South on the eastern side 153 feet and on the Western side 156 feet and from East to West on the northern side 32 feet and on the Southern side 33 feet be the same a little more or less and is bounded as follows:-

On the North by Public Road

On the South by land R.S. No. 115 of Madinayake Arlikatti and R.C.S. No. 1837.

On the East by Municipal site R.C.S. No. 1830 and private R.C.S. NOS. 1833-34 and 35 and Municipal R.C.S.No.1837.

On the West by Public Road.

and is for greater clearness delieated on the plan hereto annexed and signed by the executing parties aforesaid.

SIGNED and DELIVERED by)
Esqs. President)
and Esq and)
Esq.)
two Councillors of the Municipality of Hubli and sealed with the common seal of the Municipality in the presence of)

_____

_____

_____

Seal of Municipality

1.

2.

Signed -

Signed, sealed and delivered by)
_____ Esquire,)
Director of Public Instruction,)
in the presence of)
)
)

BKC
10.9

No. 9175
Legal Department,
Bombay Castle, September 1948.
28th

To

The Director of Public Instruction,
POONA.

Subject:- Release Deed.
In respect of the building of the Municipal Urdu Girls' School No.1, Hubli.

Sir,

With reference to your letter No.S-42(f)-78-C dated the 30th August 1948 on the subject noted above, I have the honour to forward herewith a draft of the Reconveyance and Release Deed.

The Deed of Reconveyance and Release will be chargeable with a stamp duty of Rs. 15/- under article 55(b) of the Schedule I to the Indian Stamp Act.

Yours faithfully,

BN 28/9
Solicitor to Government.

B/27.9

Issued
28/9

6 Submitted after issue
File in Afgn Misc/48

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Solr. BDN ?

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